IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY THIRD DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO : 11395 of 2005

Between:

Syed Abdul Rasheed, S/o Syed Abdul Yaseen,
R/o H.No. 18-11-67/A/60/2/8, Barkas, Salah, Keshagiri, Hyderabad,A.P.

..... PETITIONER

AND

The Regional Passport Officer, Hyderabad District,
Having Office at Secunderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue the writ or orders more particularly one in the nature of writ of mandamus declaring the action of the respondent not considering my application reference No. M/25555/04 for correction of date of birth in the existing passport as arbitrary, discriminatory and illegal which is against the spirit of the constitution of India and consequently direct the Respondent to correct the date of birth as 15-4-1976 instead of 11-6-1971 in my Passport bearing No. E 6244356 dated 18-12-2003 and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.NAZIR AHMED KHAN

Counsel for the Respondent No.: MR.A.RAJASHEKAR REDDY (ASST.SOLICITOR GEN.)

The Court made the following :

ORDER:

Heard the learned counsel appearing for both sides and with their consent the writ petition is disposed of at the admission stage.

The petitioner seeks a direction to the respondent-Regional Passport Officer, Secunderabad to issue a passport as per his application dated 16-03-2005 with the correct date of birth as entered in the Secondary School Certificate issued by the Secretary, Board of Secondary Education, Andhra Pradesh, Hyderabad.

The learned counsel for the petitioner draws my attention to the judgment of this Court in ***MOHD.NASRULLAH KHAN v. REGIONAL PASSPORT OFFICER, HYDERABAD*** wherein this Court held that since the Secondary School Certificate has been produced to prove the correct date of birth, the claim of the candidate is covered by Clause (a) of the Circular dated 18-04-2001 and consequently a direction was issued to the respondent to consider the application of the petitioner along with the Secondary School Certificate and to pass appropriate orders.

Following the aforesaid judgment, direction is issued to the respondent-Regional Passport Officer, Secunderabad, to consider the application of the petitioner along with the Secondary School Certificate issued by the Secretary, Board of Secondary

Education, Andhra Pradesh, Hyderabad and pass appropriate orders thereon.

The Writ Petition is accordingly disposed of. No order as to costs.

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23-6-2005

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To

1. The Regional Passport Officer, Secunderabad, A.P.

2. Two C.D. copies.